GOVERNMENT OF INDIA
DEFENCE
LOK SABHA

UNSTARRED QUESTION NO:2519
ANSWERED ON:08.08.2001
COURT MARTIAL OF NAVAL OFFICERS
SATYAVRAT CHATURVEDI;SUNDER LAL TIWARI

Will the Minister of DEFENCE be pleased to state:

(a) whether it is a fact that a number of officers were court martialed but not punished as reported in 'Rashtriya Sahara' dated 19.5.2001;

(b) if so, the steps taken by the Government to check corruption prevailing in the Navy; and

(c) the number of the naval officers court martialed during the last five years and the reasons therefor and the number of the naval officers penalized out of them?

Answer

MINISTER OF STATE IN THE MINISTRY OF DEFENCE (SHRI U.V. KRISHNAM RAJU)

(a) to (c): A statement is attached.

STATEMENTREFERRED TO IN REPLY TO PARTS (a) TO (c) OF LOK SABHA UNSTARRED QUESTION NO. 2519 FOR 8.8.2001.

The personnel whose names have been mentioned in the news report in 'Rashtriya Sahara' dated 19.5.2001 had been tried by due process of law and, therefore, there was no scope for any further action. Individual cases of corruption which come to the notice of the authorities are dealt with according to law. During the last five years, a total of 54 officers were court martialled. Of these, 45 officers were found guilty and punished and the remaining 9 officers were acquitted. The reasons for trial by Court Martial of these officers are as under:

Navy Act, 1957

Section 41 for negligent performance of duties
Section 48 for striking a junior
Section 49 for desertion
Section 51 for absence without leave
Section 54 for fraudulent conduct
Section 55 for hazarding ship
Section 57 for taking unauthorized goods on board ships
Section 60 for falsification of official documents
Section 68 for contravention of order
Section 70 for fraudulent entry in the Navy
Section 71 for escaping from lawful custody
Section 74 for act against good order and naval discipline

Indian Penal Code

Section 177 for furnishing false information to Investigating Officer
Section 193 for furnishing false information to Court Martial
Section 204 for destruction of evidence
Section 304 -A for causing death by rash and negligent

driving.
Section 325 for causing grievous hurt.
Section 354 for using criminal force with intent to outrage modesty
Section 379 for theft
Section 403 for dishonest misappropriation
Section 409 for criminal breach of trust
Section 420 for cheating
Section 452 for house trespass
Section 497 for adultery
Section 498/304 -B for causing dowry death
Section 506 for threatening with grievous hurt

Foreign Exchange Regulation Act

Section 8 and 56 for receiving US Dollars towards sale proceeds at foreign ports.
Section 13 (2) and 67 for carrying personal cash to foreign ports more than authorized sum.
Section 13 (1) and 67 for bringing US Dollars to India

Prevention of Corruption Act

Section 7 for accepting illegal gratification.